FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

Civil Application No. 6119/2007
(Western Coalfields Ltd. **VERSUS** Charandas Maroti Chiwande**)**

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders

Court's or Judge's orders

Mr.Mehadia, Advocate for the applicant.
Mr.Lambat, Advocate for the respondent.

CORAM : Smt. Vasanti A. Naik, J.
DATE : 31st August, 2007.

Heard the learned counsel for the parties.

By this civil application, the applicant seeks condonation of delay of 586 days in filing the application for restoration of the first appeal.

For the reasons stated in the civil application, the prayer made in the civil application is granted and the delay of 586 days in filing the restoration application is condoned.

The civil application is allowed and disposed of.

M.C.A. ST.13950/2007.

By this civil application, the applicant seeks restoration of the first appeal which was dismissed for not filing the private paper book within the time stipulated by the Court.

Mr.Mehadia, the learned counsel for the applicant submits that the appellant in a connected matter bearing First Appeal No.

636/1992 has already filed a private paper book. According to the learned counsel for the applicant, since the evidence in all these cases is the same, it would not be necessary for the appellant to file a separate private paper book and the filing of the private paper book in this case could be dispensed with.

In view of the fact that the private paper book is filed in a connected first appeal, it would not be necessary to file yet another private paper book in this first appeal. The application for restoration of first appeal is allowed. The first appeal is restored to file.

The first appeal be connected with First Appeal No.636/1992.

Decree forms be filed within a period of one week.

JUDGE

APTE